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Attorneys for Plaintiffs
 CRAIG YATES
 and DISABILITY RIGHTS
 ENFORCEMENT, EDUCATION,
 SERVICES: HELPING YOU
 HELP OTHERS

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

CRAIG YATES, an individual; and
 DISABILITY RIGHTS, ENFORCEMENT,
 EDUCATION, SERVICES: HELPING
 YOU HELP OTHERS, a California public
 benefit corporation,

Plaintiffs,

v.

ROSE WING PROPERTIES,

Defendant.

CASE NO. CV-08-5365-CW

**STIPULATION AND ~~PROPOSED~~ ORDER
 EXTENDING TIME FOR DEFENDANT
 ROSE WING PROPERTIES TO RESPOND
 TO COMPLAINT**

Plaintiffs CRAIG YATES, an individual; and DISABILITY RIGHTS, ENFORCEMENT,
 EDUCATION, SERVICES: HELPING YOU HELP OTHERS (“DREES”), and defendant ROSE
 WING PROPERTIES, by and through their respective counsel, respectfully request and stipulate,
 as follows:

1. WHEREAS, the parties in the above-referenced case are in the process of settling
 both the injunctive and damage claims and wish to preclude any additional costs and fees.
 (It should be noted that Defendant ROSE WING PROPERTIES has already engaged an architect
 to address the remedial repairs, and the parties are awaiting their report); and

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**STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR DEFENDANT ROSE WING PROPERTIES TO RESPOND
 TO COMPLAINT**

2. WHEREAS, the parties by and through their counsel, stipulate that Defendant ROSE WING PROPERTIES be granted an extension of time to and including February 27, 2009, to answer plaintiffs' complaint; and

3. WHEREAS, this stipulation comports to the Federal judicial objective of a fair, efficient and economical resolution, while at the same time preserving judicial economy.

IT IS SO STIPULATED.

DATED: January 27, 2009

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

By: _____/S/_____
Thomas E. Frankovich
Attorneys for Plaintiffs CRAIG YATES and
DISABILITY RIGHTS, ENFORCEMENT,
EDUCATION, SERVICES: HELPING YOU HELP
OTHERS, a California public benefit corporation

DATED: January 28, 2009

STEVEN LOUIS COSTA

By: _____/S/_____
Attorneys for Defendant ROSE WING
PROPERTIES

ORDER

IT IS HEREBY ORDERED that the Defendant ROSE WING PROPERTIES is granted an extension of time to and including February 27, 2009, to answer plaintiffs' complaint.

DATED: 1/30, 2009



Honorable CLAUDIA WILKEN
United States District Judge